

UNITED STATES BANKRUPTCY COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK

In Re RANDALL'S ISLAND FAMILY GOLF CENTERS, INC., ET AL,  
(Debtors"), Chapter 11 Case Nos. 00-41065 through 00-41196-(SMB)

MOTION FOR LIMITED RELIEF OF STAY TO  
THE EXTENT OF THE DEFENDANT'S  
LIABILITY INSURANCE COVERAGE

Now comes the Plaintiff in the matter of Betsy Patten vs. Carver Golf Enterprises, Inc., et al, and formerly known as Plymouth County Superior Court Docket No: 99-1044A and now known as Plymouth County District Court Docket No: 9959RM0066 and respectfully requests that this Honorable Court grant limited relief from the stay originally imposed due to the defendant's voluntary petition for relief under chapter 11 of title 11 of the United States Code with the United States Bankruptcy Court for the Southern District of New York on May 4, 2000 and known as Case Nos. 00-41065 through 00-41196. The plaintiff seeks the aforesaid limited relief only to the extent that the defendant has liability insurance coverage that could compensate the plaintiff for any judgment that it reasonably expects to receive in the underlying tort matter. In seeking this limited relief, the plaintiff acknowledges that none of the defendants' assets (beyond the limited insurance coverage limits formerly maintained by the defendants) will be pursued.

In support of this motion, the plaintiff relies upon the attached affidavit of Dino M. Colucci, Esquire.

Respectfully submitted,  
For the Plaintiff,


Betsy Patten,

By Her Attorneys,

COLUCCI & COLUCCI, P.C.

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document  
was served upon the attorney of record for each party  
by mail (by hand) on 7/20/00

  
Dino M. Colucci, Esquire  
552 Adams Street  
Milton, Massachusetts 02186  
(617) 698-6000  
BBO#552331

Dated: July 20, 2000

**COLUCCI &  
COLUCCI, P.C.**

552 Adams Street  
Milton, Massachusetts 02186  
Telephone: (617) 698-6000  
Facsimile: (617) 698-1262

AFFIDAVIT OF DINO M. COLUCCI, ESQUIRE


1. My name is Dino M. Colucci and I am an attorney licensed to practice law in the Commonwealth of Massachusetts.
2. I am the counsel of record in the case entitled Patten vs. Carver Golf Enterprises, Inc., et al, and formerly known as Plymouth County Superior Court Docket No: 99-1044A and now known as Plymouth County District Court Docket No: 9959RM0066
3. I recently received notice that the aforesaid defendant has sought relief under chapter 11 of Title 11 of the United States Code with the United States Bankruptcy Court for the Southern District of New York.
4. On behalf of the plaintiff, Betsy Patten, I have filed a Motion for Limited Relief of Stay with the aforesaid Bankruptcy Court. This Motion seeks relief only to the limited extent of available liability insurance coverage maintained by the Debtor as of the date of the plaintiff's accident. Upon information and belief, the Defendant/Debtor maintained liability insurance with ACE USA Insurance Company in the amount of \$1,000,000 per occurrence at the time of the plaintiff's accident. Upon Information and belief, the aforesaid insurance limits is more than sufficient to compensate the plaintiff for the injuries that she sustained due to the Defendant/Debtor's alleged negligence.
5. In seeking the aforesaid limited relief from stay, the Plaintiff has been advised by me that the defendants' liability will be capped or otherwise limited by the amount of liability insurance coverage so available. After consultation and deliberation, the plaintiff acknowledges and assents to this limitation.
6. No party will suffer prejudice if this Honorable Court allows the within motion.
7. Justice will be furthered if this Honorable Court allows the within motion.

Subscribed and Sworn to Under the Pains and Penalties of Perjury this 21<sup>st</sup> day of July, 2000.

  
Dino M. Colucci

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document  
was served upon the attorney of record for \_\_\_\_\_ party  
by mail (by hand) on 7/21/00



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